

(AIE, S.

FOR THE SOUTHERN DISTRICT OF NEW YORK

In Re Terrorist Attacks on September 11, 2001

03 MDL 1570 (RCC)
ECF Case

CONTINENTAL CASUALTY CO., et al.,

Plaintiffs,

v.

AL QAEDA ISLAMIC ARMY, et al.,

Defendants.

Case No. 04-CV-5970 (RCC)
ECF Case

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 2-15-05

CONSENT MOTION AND STIPULATION AS TO EXTENSION OF TIME

WHEREAS, plaintiffs and Islamic Investment Company of the Gulf (Sharjah) ("IICGS") on December 14, 2004, entered into a Stipulation as to Service of Process and Extension of Time to Respond providing that i) plaintiffs would move to voluntarily dismiss the named defendant "Abdulkarim Khaled Uusuf Abdulla" pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure by no later than January 14, 2005; and ii) the time for IICGS to answer or otherwise respond to the Complaint would be extended to and through January 14, 2005; and

WHEREAS, plaintiffs and Islamic Investment Company of the Gulf (Sharjah) ("IICGS") desire to extend the time for plaintiffs to move to voluntarily dismiss the named defendant "Abdulkarim Khaled Uusuf Abdulla" pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, and the time for IICGS to answer or otherwise respond to the Complaint, to and through February 14, 2005;

shall move to voluntarily dismiss the named defendant "Abdulkarim Khaled Uusuf Abdulla" pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure by no later than February 14, 2005; and ii) the time for IICGS to answer or otherwise respond to the Complaint shall be extended to and through February 14, 2005. The parties having conferred hereby move the Court to adopt this Stipulation as to Extension of Time.

IT IS FURTHER HEREBY STIPULATED AND AGREED that plaintiffs' response to IICGS' responsive pleading, if any, shall be served within forty-five days of receipt of same from defendant's counsel; and that IICGS shall file reply papers within thirty days of receipt of plaintiffs' opposing papers, if any.

TOTAL P.04

reserve all rights and defenses not specifically addressed hereby.

Dated: New York, New York
February 2, 2005

Respectfully submitted,

FERBER FROST CHAN & ESSNER LLP

By: 

Robert M. Kaplan
530 Fifth Avenue, 23rd Floor
New York, N.Y. 10036

Attorneys for Plaintiff

SHEPPARD MULLIN RICHTER & HAMPTON LLP

By: 

James J. McGuire (JM 5390)
Timothy J. McCarthy (TM 2118)
30 Rockefeller Plaza, Ste. 2400
New York, N.Y. 10112.

Attorneys for Defendants

SO ORDERED:


U.S.D.J.

FEB 15, 2005

W02-NY:TTJMT1120000782.1

-3-

P.04 212 944 7630

FERBER FROST CHAN ESSNER

FEB-09-2005 16:31